

**Policy Subcommittee  
Court Alcohol and Drug Program Advisory Committee  
Judicial Conference of Indiana**

June 20, 2003  
Minutes

The CADPAC's Policy Subcommittee of the Judicial Conference of Indiana met at the Indiana Judicial Center on Friday, June 20, 2003 from 10:05 a.m. to 1:15 p.m.

1. Members present. Denise Benjamin, Linda Brady, June Kramer, Steve Pifer, and Bill Sleva, Chair.
2. Staff present. Cheri Harris and Lori Amsbury provided the committee with staff assistance.
3. Legislative update. Cheri Harris provided the subcommittee with an update of bills signed into law that relate to the work of the subcommittee. Bills that were discussed included Senate Enrolled Act 247 and House Enrolled Acts 1104 and 1001. The subcommittee discussed at length the potential impact of the Forensic Diversion Program contained in HEA 1001 and concerns related to that language. The subcommittee asked Ms. Harris to discern the significance of changes to the paraphernalia statute in SEA 314 and report back at the next meeting.
4. Minutes approved. The subcommittee approved the minutes from the January 31, 2003 meeting.

**MOTION: Steve Pifer moved to adopt the minutes. June Kramer seconded the motion. The minutes were adopted unanimously without change.**

5. Transfer issues. Staff distributed a summary of the results of the survey regarding transfer policies, which the subcommittee discussed. At Lori Amsbury's suggestion subcommittee evaluated whether it would be useful to make a distinction in terminology between "transfer" and "referral." Ms. Amsbury and members reviewed the proposed recommendation and concluded that the proposal addresses the distinction in its grid without using the term referral. The subcommittee decided not to introduce the term referral as doing so would require adding definitions, making the proposal more complicated. The subcommittee adjusted the recommended fees in each category and finalized the transfer recommendation.

**MOTION: June Kramer moved to adopt the transfer recommendation.. Linda Brady seconded the motion. The transfer recommendation was adopted unanimously.**

6. Proxy Policy. At CADPAC's request, the subcommittee crafted a proxy policy to propose to CADPAC. Staff presented a sample proxy policy modified from the policy used by the Judicial Conference Board of Directors. The subcommittee removed the language that would have permitted a CADPAC member to submit a written proxy vote. To safeguard against over use of proxys the subcommittee added a recommendation that CADPAC minutes include an attendance grid showing who was present, absent, and represented by proxy.

**MOTION: June Kramer moved to adopt the recommendation on the proxy policy. Steve Pifer seconded the motion. The proxy recommendation was adopted by a vote of 5 - 0.**

7. Proposed Amendments to Rules for Court-Administered Alcohol and Drug Programs. After discussion of the proposed rule changes, the subcommittee developed recommendations concerning some of the changes. These recommendations are contained in the attached memo to Judge Detamore and the Certification Subcommittee dated August 4, 2003.

**MOTION: Steve Pifer moved that the four comments described above be included in the Policy Subcommittee's recommendation to the Certification Subcommittee on Proposed Drug Court Rules. June Kramers seconded the motion. The motion passed unanimously with a vote of 6 – 0.**

8. New Business. Judge Sleva acknowledged this was his last meeting and expressed appreciation for the work of the subcommittee and staff. He indicated he enjoyed getting to know the members and valued the effort they had put into generating lively discussion and coming up with resolutions to some thorny policy issues. Members and staff thanked the chair for his leadership in creating and participating in the subcommittee.
9. Next meeting. The subcommittee decided that it would not be necessary to meet on August 15, 2003, as previously scheduled, but decided to retain the meeting scheduled for October 31, 2003, at 10:00 a.m. to 2:00 p.m.

Respectfully submitted,

Cheri A. Harris  
Staff Attorney